

### **STATUS OF THE CLAIMS:**

This listing of claims will replace all prior versions, and listing, of claims in the application:

#### **Listing of Claims:**

1. (currently amended)      A building material component, said building material component comprising:  
    a an extruded component;  
    a non-mechanical textured surface formed on said component; and  
    wood grain colored streaks extending through said textured surface ~~to simulate wood grain~~.
2. (original)      The building material component of claim 1 wherein said extruded component is made from ultraviolet stabilized polyethylene.
3. (original)      The building material component of claim 1 wherein said textured surface is created from injecting an agent having a melt temperature different than that of the base material of the component during the extrusion process.
4. (original)      The building material component of claim 1 wherein said textured surface is created from injecting a blowing agent having a melt temperature different than that of the base material of the component during the thermoforming process.
5. (original)      The building material component of claim 1 wherein said colored streaks are created by adding one or more coloring agents having different melt temperatures.
6. (original)      The building material component of claim 1 wherein said colored streaks are created by adding one or more coloring agents having differing viscosities.
7. (original)      The building material component of claim 1 wherein said building material component is used to create a fencing section.

8. (original) The building material component of claim 7 wherein fencing section further includes:

at least one post;

at least two rails attached to said post; and

fasteners for attaching said building material component to said at least two rails.

9. (original) The building material component of claim 8 wherein said fencing section further includes:

at least one cap for attachment onto said at least one rail.

10. (withdrawn) A fencing assembly wherein said fencing assembly comprises:

at least one post;

at least two rails attached to said post;

a plurality of building material components, each of said building material components extruded of a plastic material having a textured surface and colored streaking to resemble a wood material; and

fasteners for attaching said plurality of building material components to said at least two rails.

11. (withdrawn) The fencing assembly of claim 10 wherein said fencing assembly further includes:

caps for attachment onto said at least two rails.

12. (withdrawn) The fencing assembly of claim 10 wherein said at least rails are made from polyethylene coated sixteen gauge galvanized steel.

13. (withdrawn) The fencing assembly of claim 10 wherein said at least one post is made from polyethylene coated sixteen gauge galvanized steel.

14. (withdrawn) The fencing assembly of claim 10 wherein said components include building pickets extruded from ultra violet stabilized polyethylene.

15. (withdrawn) The fencing assembly of claim 10 wherein said textured surface is created from injecting an agent having a melt temperature different than that of the base material of the component during the thermoforming process.

16. (withdrawn) The fencing assembly of claim 10 wherein said textured surface is created from injecting a blowing agent having a melt temperature different than that of the base material of the component during the extrusion process.

17. (withdrawn) The fencing assembly of claim 10 wherein said colored streaks are created by adding one or more coloring agents having different melt temperatures.

18. (withdrawn) The fencing assembly of claim 10 wherein said colored streaks are created by adding one or more coloring agents having differing viscosities.

19. (withdrawn) A method of creating a building material component that provides an appearance of a wood material, said method comprising the steps of:

extruding a plastic material into the desired shape of the building material component;  
providing a first class of agents into said extrusion step having a different melt temperature than said plastic material to create a texture in the surface of the building material component.

20. (withdrawn) The method of claim 19 wherein said method further comprises the step of:

providing one or more of a second class of agents into said extrusion step having different colors and different viscosities to provide streaking in the surface of the building material component.

21. (withdrawn) The method of claim 19 wherein said step of providing one or more second class of agents further includes providing one or more agents having different melt temperatures.

22. (withdrawn) The method of claim 19 wherein said step of extruding a plastic material into the desired shape of the building material component further includes:

extruding the building material component into the shape of a picket for a fencing assembly.

23. (withdrawn) The method of claim 19 wherein said steps of providing a first class of agent for creating texture and of providing a second class of agents for creating color streaks includes:

providing an extruder screw that disperses and heats the first class of agents and second class of agents at different rates.

24. (withdrawn) A method of creating a building material component that provides an appearance of a wood material, said method comprising the steps of:

extruding a plastic material into the desired shape of the building material component;  
providing one or more of a first class of agents into said extrusion step having different colors and different viscosities to provide streaking in the surface of the building material component.

25. (withdrawn) The method of claim 24 wherein said method further comprises the step of:

providing a second class of agents into said extrusion step having a different melt temperature than said plastic material to create a texture in the surface of the building material component.

26. (withdrawn) The method of claim 24 wherein said step of providing one or more first class of agents further includes providing one or more agents having different melt temperatures.

27. (withdrawn) The method of claim 24 wherein said step of extruding a plastic material into the desired shape of the building material component further includes:

extruding the building material component into the shape of a picket for a fencing assembly.

28. (withdrawn)        The method of claim 24 wherein said steps of providing a second class of agent for creating texture and of providing a first class of agents for creating color streaks includes:

providing an extruder screw that disperses and heats the first class of agents and second class of agents at different rates.

29. (currently amended)        A building material component, said building material component comprising:

a an extruded component;

a ~~non-embossed~~ non-mechanical textured surface on said component; and  
colored streaks extending through said textured surface.

30. (previously presented)        The building material component of claim 29 wherein said extruded component is made from ultraviolet stabilized polyethylene.

31. (previously presented)        The building material component of claim 29 wherein said textured surface is created from injecting an agent having a melt temperature different than that of the base material of the component during the extrusion process.

32. (previously presented)        The building material component of claim 29 wherein said textured surface is created from injecting a blowing agent having a melt temperature different than that of the base material of the component during the thermoforming process.

33. (previously presented)        The building material component of claim 29 wherein said colored streaks are created by adding one or more coloring agents having different melt temperatures.

34. (previously presented) The building material component of claim 29 wherein said colored streaks are created by adding one or more coloring agents having differing viscosities.

35. (previously presented) The building material component of claim 29 wherein said building material component is used to create a fencing section.

36. (new) The building material component of claim 29 wherein fencing section further includes:

at least one post;

at least two rails attached to said post; and

fasteners for attaching said building material component to said at least two rails.

37. (new) The building material component of claim 29 wherein said fencing section further includes:

at least one cap for attachment onto said at least one rail.